NOT FOR PUBLICATION

(Docket No. 9)

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY CAMDEN VICINAGE

C. LEE DEMPSEY,

Plaintiff, : Civil No. 08-5454 (RBK/AMD)

v. : **ORDER**

PISTOL PETE'S BEEF N BEER, LLC, d/b/a PISTOL PETE'S SALOON & RESTAURANT, d/b/a PISTOL PETE'S SALOON STEAK HOUSEMRAW BAR d/b/a PISTOL PETE'S STEAKHOUSE & SALOON, et al.,

:

Defendants.

THIS MATTER having come before the Court on a motion by Plaintiff C. Lee Dempsey ("Plaintiff") for default judgment against Defendants Pistol Pete's Beef N Beer, LLC and Salvi &

Peter Land, LLC ("Defendants"); and the Defendants having failed to oppose Plaintiff's motion;

and the Court having considered the Plaintiff's moving papers;

IT IS HEREBY ORDERED that Plaintiff's motion for default judgment is **DENIED**;

IT IS FURTHER ORDERED that Plaintiff shall file an Amended Complaint properly

alleging standing within ten days of the issuance of this order.

Dated: 10-26-2009 /s/ Robert B. Kugler

ROBERT B. KUGLER United States District Judge